

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

DAVID E. MACK, §
Plaintiff §
v. § CIVIL ACTION NO. 4:12-CV-303-RC-ALM
UNITED RECOVERY SYSTEMS, §
L.P. §
Defendant §

**ORDER GRANTING DEFENDANT'S
MOTION TO DISMISS FOR INSUFFICIENT SERVICE**

CAME ON TO BE CONSIDERED, Defendant, United Recovery Systems, LP's, Motion to Dismiss for Insufficient Service of the Federal Rules of Civil Procedure 12(b)(4) and (5). The Court, having considered the motion, the response, if any, the pleadings on file herein, and the applicable law, finds that Defendant's Motion to Dismiss for Defective Service is meritorious and well-taken. It is therefore, ORDERED that Defendant United Recovery Systems, LP's Motion to Dismiss is hereby GRANTED.

It is further ORDERED that Plaintiff's Complaint is dismissed in its entirety, without prejudice. It is further ORDERED that all relief sought in Plaintiff's Compliant is denied without prejudice. It is further ORDERED that Defendant United Recovery Systems, LP's does have and is entitled to its costs of court from Plaintiff David E. Mack.

APPROVED AND ENTRY REQUESTED:

SPROTT RIGBY NEWSOM ROBBINS,
& LUNCEFORD, PC

/s/Kandy E. Messenger

KANDY E. MESSENGER

State Bar No. 24053360

Fed. ID. 638777

2211 Norfolk, Suite 1150

Houston, Texas 77098

Tel: (713) 523-8338

Fax: (713) 523-9422

ATTORNEYS FOR DEFENDANT